

H0004521

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REMARKS

In the outstanding office action, claims 1-8, 11, 12 and 14-19 were presented for examination. Applicant notes with appreciation the indication of allowable subject matter in claims 3-5 and 12. Claims 16-19 were rejected under 35 U.S.C. §112 and claims 1, 2, 6-8, 11, 14 and 15 were rejected under 35 U.S.C. §102(e) over United States Patent Application No. 2004/0118387 issued as U.S. patent no. 6,817,345 in the name of Lawrence. In addition, claims 1, 2, 6-8, 11, 14 and 15 were provisionally rejected on the ground of non-statutory obviousness-type double patenting in view of applicant's co-pending application no. 10/392,044.

In an effort to move the instant application onto issuance and without any prejudicial effect to the rejections of claims 1, 2, 6-8, 11, 14 and 15 under 35 U.S.C. §102(c) over United States Patent Application No. 2004/0118387 applicant has: amended independent claim 1 to include the allowable subject matter of claim 3; amended independent claim 6 to include the allowable subject matter of claim 12; and amended dependent claim 16 to include all the limitations of claim 1 as well as address the rejection under 35 U.S.C. §112. Claim 16 was only rejected under 35 U.S.C. §112. No new matter has been added to claims 1, 6 and 16. Accordingly, claims 1, 6 and 16 are believed to be in a condition for allowance.

Claims 3 and 12 have been canceled as they have now been incorporated into claims 1 and 6 respectively. Applicant reserves the right to file a continuation or other application related to claims 1, 2, 6-8, 11, 14 and 15 as previously presented.

The remaining claims 2, 4, 5, 7, 8, 11, 14, 15 and 17-19 all depend directly or indirectly from the abovementioned independent claims and because these claims add additional limitations they are believed to be allowable for at least the reasons mentioned above with regard to the independent claims.

Concerning the double patenting rejections, applicant respectfully submits herewith a terminal disclaimer of serial no. 10/392,044.

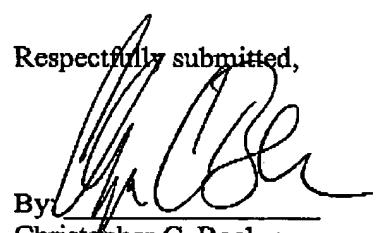
In view of the above, it is respectfully submitted that all of the claims in the instant application are in condition for allowance. Such action is most earnestly solicited.

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If for any reason the Examiner feels that consultation with Applicant's attorney would be helpful in the advancement of the prosecution, he is invited to call the telephone number below for an interview.

If there are any charges due with respect to this Amendment or otherwise, please charge them to Deposit Account No. 06-1130.

Respectfully submitted,

By 
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Date: July 6, 2006
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